

MINUTE ITEM

16. REQUEST FOR DEFERMENT OF OPERATING REQUIREMENTS, MINERAL EXTRACTION LEASE P.R.C. 2036.1, MOE SAND COMPANY, MARIN AND SAN FRANCISCO COUNTIES - W.O. 3470, P.R.C. 2036.1.

After consideration of Calendar Item 24 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION WAIVES THE OPERATING REQUIREMENTS, AS SPECIFIED IN SECTION 10 OF MINERAL EXTRACTION LEASE P.R.C. 2036.1, FOR THE LEASE YEAR ENDING NOVEMBER 11, 1959, AS REQUESTED BY MOE SAND COMPANY, BECAUSE OF THE CIRCUMSTANCES WHICH HAVE PREVENTED COMPLIANCE BY THE LESSEE, ALL OTHER TERMS, CONDITIONS, AND PERFORMANCE REQUIREMENTS UNDER THE SUBJECT LEASE TO REMAIN UNCHANGED.

Attachment

Calendar Item 24 (1 page)

CALENDAR ITEM

24.

REQUEST FOR DEFERMENT OF OPERATING REQUIREMENTS, MINERAL EXTRACTION LEASE
P.R.C. 2036.1, MOE SAND COMPANY, MARIN AND SAN FRANCISCO COUNTIES - W.O. 3470.

Moe Sand Company, lessee under Mineral Extraction Lease P.R.C. 2036.1, issued November 12, 1957, pursuant to competitive public bidding, has reported that no material has been removed from the lease during the operating year ending November 11, 1959. Lease P.R.C. 2036.1 requires an annual advance rental of \$239, which has been paid, and minimum royalty of three cents per cubic yard for all sand extracted, together with the performance of a specified minimum of at least 100 shifts of extraction operations during each year of the term of the lease.

The Corps of Engineers has rejected the lessee's application to dredge commercial aggregates from Point Knox Shoal in San Francisco Bay because the proposed operation would endanger navigation.

The lessee is interested in continuance of the lease and has requested approval of deferment of operating requirements for the year ending November 11, 1959. The lessee proposes to determine operational procedures that will not be hazardous to navigation in order that a Department of the Army permit may be issued.

IT IS RECOMMENDED THAT THE COMMISSION WAIVE THE OPERATING REQUIREMENTS, AS SPECIFIED IN SECTION 10 OF MINERAL EXTRACTION LEASE P.R.C. 2036.1, FOR THE LEASE YEAR ENDING NOVEMBER 11, 1959, AS REQUESTED BY MOE SAND COMPANY, BECAUSE OF THE CIRCUMSTANCES WHICH HAVE PREVENTED COMPLIANCE BY THE LESSEE, ALL OTHER TERMS, CONDITIONS, AND PERFORMANCE REQUIREMENTS UNDER THE SUBJECT LEASE TO REMAIN UNCHANGED.